

JOHN McBREARTY  
928 DELVIEW DRIVE  
FOLCROFT PENNSYLVANIA 19032  
(610) 534-2002

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOHN McBREARTY  
CARL McBREARTY  
NINA McBREARTY

Plaintiff

vs.

DELAWARE COUNTY SHERRIFFS DE-  
PARMENT  
NORWOOD BOROUGH POLICE DE-  
PARTMENT  
DELAWARE COUNTY  
MEDIA BOROUGH

Defendant

CIVIL ACTION NO. 02-4553

DISCOVERY INFORMATION

1. Provided is the first wave of information. It contains copy's of 2 tapes and one transcript of court proceedings that occurred in the Delaware county courthouse. The tapes and transcripts are labeled by date. One of the tapes is an edited recording of the transcript. All of the items were provided by the courthouse.

2. On the tape labeled 10/28/02, Mike Raffaele, Belinda's divorce council is describing to Judge Maureen Fitzpatrick how the legal process was directed by the sheriffs department. The exact words on the tape are "The sheriff directed that we file a petition under the protection from abuse act to have him removed so they could seize the guns." Clear evidence that the sheriffs department initiated the PFA. This constitutes malice.

3. In the transcript that was provided for 3/21/02 on page five lines 15 –25 clearly spell out that the Judge, Barry Dozor, was clearly aware of a due process violation that was occurring. The tape that is supposed to represent the event. That starts on page 11 of the transcript. The smoking gun is on page 5, the tape starts on page 11. Evidence tampering. On page 12 between lines 6 & 7, is when they went into the judges chambers. On page 12 lines 12—25 how did Mr. Puppio get to there in 120 seconds? It doesn't make sense.

4. Even though the information points the finger at the sheriffs department, The tapes and transcripts were provided from the Delaware county courthouse, these events occurred on Delaware county property. Delaware county is responsible for our losses also.

5. Media borough who was not represented at the conference has a major issue also. We followed Jeffrey Smith's directions, we were violated. The Media borough ordinance, when executed resulted in our rights being violated. Either there ordinance is flawed or there process is flawed.

Respectfully Submitted,

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John McBrearty

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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**JOHN MCBREARTY;  
CARL MCBREARTY; and  
NINA MCBREARTY**

**v.**

**DELAWARE COUNTY SHERIFFS  
DEPARTMENT; NORWOOD BOROUGH  
POLICE DEPARTMENT; DELAWARE  
COUNTY; and MEDIA BOROUGH**

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**CIVIL ACTION NO: 02-4553**

**CERTIFICATE OF SERVICE**

I, John McBrearty , hereby state that a true and correct copy of discovery information, has been sent via First Class mail to the following .

Carl DiCampi, Esquire  
Margolis Edelstein  
The Curtis Center, 4 th floor  
Independence Square West  
Philadelphia, PA 19106-3304

Thomas Gallagher, Esquire  
Holsten & Associates  
One Olive Street  
Media, PA 19063

James Caponi, Esquire  
Marshall, Dennehey, Warner  
Coleman & Goggin  
Suite 1002, One Montgomery Plaza  
Norristown, PA 19401

Clerk of Court  
United States District Court  
601 Market Street  
Philadelphia, PA 19106-1797

John & Carl McBrearty  
Hand delivered  
928 Delview Drive  
Folcroft, PA 19032-1706

Nina McBrearty  
Hand delivered  
316 E. 21st Street  
Chester, PA 19013

July 14 2003

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John McBrearty